



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

September 30, 2019

Leanna Bosarge
Control Solutions, Inc.
5903 Genoa-Red Bluff
Pasadena, TX 77507-1041

Subject: Addition of PF10 respirator to strychnine labels as required by the EPA letter dated July 19, 2019
Product Name: Martin's Gopher Bait 50R
EPA Registration Number: 53883-24
Application Date: 08/06/2019
Decision Number: 553908

Dear Ms. Bosarge:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. You are permitted to sell or distribute products under the previously approved labeling for a period of 18 months from the date of this amendment. After this 18-month period, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

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Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6.

If you have any questions about this letter, please contact Srijana Shrestha by phone at 703-305-6471, or via email at shrestha.srijana@epa.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Linda Arrington", with a stylized flourish at the end.

Linda Arrington, Branch Chief
Risk Management and Implementation Branch 4
Pesticide Re-Evaluation Division
Office of Pesticide Programs

Enclosure

[FRONT LABEL PANEL]

RESTRICTED USE PESTICIDE
DUE TO HAZARD TO NONTARGET ORGANISMS
For retail sale to and use only by Certified Applicators of persons under their direct supervision
and only for those uses covered by the Certified Applicator's certificate.

Martin's

GOPHER BAIT 50R

STRYCHNINE TREATED GRAIN BAIT

FOR SUBSOIL APPLICATION ONLY

ACTIVE INGREDIENT:

Strychnine Alkaloid 0.50%

OTHER INGREDIENTS: 99.50%

TOTAL: 100.00%

NET WT. _____

KEEP OUT OF REACH OF CHILDREN

Skull and Crossbone image

DANGER

[18 Pt. Type - Red Text]

POISON

[18 Pt. Type - Red Text]

FIRST AID

IF SWALLOWED: CALL PHYSICIAN OR POISON CONTROL CENTER IMMEDIATELY. If less than ten (10) minutes have passed since poison was taken, give 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. Repeat until vomit fluid is clear. Have patient lie down in quiet, darkened room and keep warm and quiet. If person is unconscious, do not give anything by mouth and do not induce vomiting.

IF INHALED: Remove victim to fresh air. If not breathing, give artificial respiration. Get medical attention.

IF IN EYES: Hold eyelids open and flush with steady, gentle stream of water for 15 minutes. Get medical attention.

IF ON SKIN: Wash with plenty of soap and water. Get medical attention.

NOTE TO PHYSICIAN: (A) Administer 100% oxygen by positive pressure to provide as much pulmonary gas exchange as possible despite seizures. (B) Administer ANTICONSULSANT DRUGS intravenously to control convulsions. **NOTICE:** It may be difficult or impossible to stop the seizure activity without stopping respiration. Be prepared to maintain pulmonary ventilation mechanically. Tracheotomy may be necessary if seizures are prolonged.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of a medical emergency call SafetyCall™ at 1-866-897-8050.

See back panel for additional Precautionary Statements

[BACK/SIDE LABEL PANEL]

ACCEPTED
Sep 30, 2019
Under the Federal Insecticide, Fungicide
and Rodenticide Act as amended, for the
pesticide registered under
EPA Reg. No. 53883-24

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

DANGER: Convulsive Poison! Fatal if swallowed or inhaled. Harmful if absorbed through skin. Do not get in eyes or on clothing. Avoid contact with skin. Do not breathe dust. Do not apply this product in a way that will contact any person or pet. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash clothing before reuse.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear:

- long-sleeved shirt and pants,
- cotton gloves,
- shoes plus socks, and
- a minimum of a NIOSH-approved particulate filtering facepiece respirator with any R or P filter; OR a NIOSH-approved elastomeric particulate respirator with any R or P filter; OR a NIOSH-approved powered air-purifying respirator with a HE filter.

When loading more than 3 lbs (1.4 kg) of bait into mechanical application equipment and when disposing of non-rigid containers (e.g., bags), handlers must wear:

- long-sleeved shirt and pants,
- waterproof gloves,
- shoes plus socks,
- goggles or face shield, and
- a minimum of a NIOSH-approved particulate filtering facepiece respirator with any R or P filter; OR a NIOSH-approved elastomeric particulate respirator with any R or P filter; OR a NIOSH-approved powered air-purifying respirator with a HE filter.

Follow manufacturer's instructions for cleaning and maintaining PPE. If there are no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

USER SAFETY RECOMMENDATIONS

Users should remove clothing immediately if pesticides gets inside. Then, wash thoroughly and put on clean clothing.

Users should remove PPE immediately after handling this product. Wash the outside of waterproof gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This product is toxic to fish, birds and other wildlife. Do not allow bait to be exposed on soil surface. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water by cleaning of equipment or disposal of wastes.

ENDANGERED SPECIES CONSIDERATIONS

Notice: The killing of a member of an endangered species during strychnine baiting operations may result in a fine under the Endangered Species Act. Before baiting, user is advised to contact the regional U.S. Fish and Wildlife Service (Endangered Species Specialist) or local fish and Game Office for specific information on endangered species. Strychnine baits should not be used in the geographic ranges of the following species except under programs and procedures approved by the U.S. EPA: California Condor, San Joaquin Kit Fox, Morro Bay Kangaroo Rat, Salt Marsh Harvest Mouse, Gray Wolf and Grizzly Bear.

[BACK/SIDE LABEL PANEL CONT'D]

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Use Restrictions: This product may only be used to control pocket gophers (*Geomys spp.*, *Thomomys spp.*, and *Pappogeomys spp.*) in subterranean applications only in rangelands, pastures, croplands and non-crop areas. This product may be applied manually or by use of a burrow builder. Do not apply this product above ground over agricultural crops or anywhere else. Do not apply directly to food or feed crops.

This product may only be applied in pocket gophers' natural burrow systems or in artificial burrows constructed by burrow builders. Do not apply this product in a way that will contact workers, other persons, or domestic animals. Keep pets and other people out of the area during application.

Hand Bait Application: Remove burrow plug from flat side of burrow fan or locate main runway by probing with a metal rod or wooden stick. Resistance on probe will decrease when you are in the main runway. Insert 1 teaspoon of bait into burrow system, using a long-handled spoon if necessary. Close tunnel with soil. Do not permit soil to cover bait. One pound of bait will treat 1-8 acres, depending upon number of burrow systems to be treated. Retreat according to above directions if new gopher activity is noticed. Pick up and properly dispose of all spilled bait.

Burrow-Builder Application: Follow manufacturer's instructions for the equipment used to apply gopher bait. Apply 1-2 pounds of bait per acre using 20- to 30-foot row-spacing intervals. Apply bait by this method only when soil condition is proper to insure formation of a good artificial burrow. Retreat according to above directions if new gopher activity is noticed, but not more often than once every 30 days.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

Pesticide Storage: Store in original container in a dry place. Store in locked area out of reach of children.

Pesticide Disposal: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spilled bait, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for Guidance.

Container Disposal: Non-refillable container. Do not reuse or refill this container. Empty container through use according to label instructions. Offer for recycling, if available. If recycling is not available; then dispose of container in a sanitary landfill or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

**Control Solutions, Inc.
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EPA Est. No. 53883-TX-002